IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.9441 of 1997

Between:

1 K. Satyanarayana S/o. Venkata Swamy
R/o. 101, Banjara Sadan, 14th Street, Himayathnagar, Hyderabad.
2 K. Srinivas S/o. Satyanarayana
R/o. 101, Banjara Sadan, 14th Street, Himayathnagar, Hyderabad.
3 Smt. K. Uma Devi W/o. Bhaskar
R/o. 101, Banjara Sadan, 14th Street, Himayathnagar, Hyderabad.
4 Smt. P. Nagaratnam W/o. Janaiah
R/o. 3-5-1117/21, Kachiguda Hyderabad.
5 Smt. B. Sarala W/o. Mallaiah
R/o. 3-5-1118, Kachiguda Hyderabad.
6 Smt. K. Yellamma W/o. Venkateswamy
R/o. 3-5-1117/21, Kachiguda Hyderabad.
7 Smt. S. Vajramma W/o. Gopal
R/o. 3-5-111/4/B, Kachiguda Hyderabad.
8 Smt. Manikyamma W/o. Kothaiah
R/o. 3-5-1117/21, Kachiguda Hyderabad.

..... PETITIONERS

AND

1 The Debts Recovery Tribunal, rep. by its Presiding Officer.
Krishi Bhavan, Near Police Cornor, Nrupathunga Road, Hudson Circle,
Bangalore-560 002,
2 The Syndicate Bank, rep. by its Chief Manager.
M.J.Road, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to

issue an order or direction, more in the nature of Writ of Mandamus, declaring the action of the 1st respondent in refusing to set aside the order dt. 29-1-1997 in O.A.No.43 of 1995 on its file by its order dt. 21-2-1997 without giving any valid reasons and without supplying a copy of the same to the petitioners and not permitting the petitioners to lead the evidence on their side in the above O.A. on the file of the 1st respondent as totally illegal, arbitrary, unjust, and unconstitutional, being violative of Arts. 14, 21 and 300-A of the Constitution of India and is in violation of the principles of natural justice, and also violative of the provisions of the Act 51 of 1993 and consequently direct the 1st respondent, to permit the petitioners to let in evidence on their side in O.A.No. 43 of 1995 on the file of the 1st respondent.

Counsel for the Petitioners: MR.P. Jagadishchandra Prasad (Not present)
Counsel for the Respondents: MR.K.G.KRISHNA MURTHY (Not present)

The Court made the following:

ORDER:

Questioning the order dated 21.02.1997 of the 1st respondent in rejecting to set aside the order dated 29.01.1997 passed in O.A.No.43 of 1995 on its file and not permitting the petitioners to lead the evidence on their side in the said O.A., the present writ petition is filed.

When the matter is taken up today for hearing, none appears for the petitioners as well as the respondents. By lapse of time the prayer in the writ petition has become infructuous.

Hence, the writ petition is dismissed as having become infructuous. No costs.

_____

N.V. RAMANA, J.

Date: 15.03.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Debts Recovery Tribunal, rep. by its Presiding Officer.
Krishi Bhavan, Near Police Cornor, Nrupathunga Road, Hudson Circle,
Bangalore-560 002,
2 The Syndicate Bank, rep. by its Chief Manager.
M.J.Road, Hyderabad.

3 Two CD copies

*Form-NIC-OGS/WP{**VVS**}*